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8 Attorneys for Plaintiff  
UNITED STATES OF AMERICA

9 UNITED STATES DISTRICT COURT  
10 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
11 SOUTHERN DIVISION  
12

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 ERIK GONZALEZ MARTINEZ,  
aka "Pedro Vargas Vasquez,"  
17 aka "Heric Anival Gonzalez  
Martinez,"  
18 aka "Erik Gonzalez,"

19 Defendant.  
20

No. 8:22-cr-00091-MEMF

PLEA AGREEMENT FOR DEFENDANT ERIK  
GONZALEZ MARTINEZ

21 1. This constitutes the plea agreement between ERIK GONZALEZ  
22 MARTINEZ ("defendant") and the United States Attorney's Office for  
23 the Central District of California (the "USAO") in the above-  
24 captioned case. This agreement is limited to the USAO and cannot  
25 bind any other federal, state, local, or foreign prosecuting,  
26 enforcement, administrative, or regulatory authorities.

27 RULE 11(c)(1)(C) AGREEMENT

28 2. Defendant understands that this agreement is entered into

1 pursuant to Federal Rule of Criminal Procedure 11(c)(1)(C).

2 Accordingly, defendant understands that, if the Court determines  
3 that it will not accept this agreement, absent a breach of this  
4 agreement by defendant prior to that determination and whether or  
5 not defendant elects to withdraw any guilty plea entered pursuant to  
6 this agreement, this agreement will, with the exception of paragraph  
7 21 below, be rendered null and void and both defendant and the USAO  
8 will be relieved of their obligations under this agreement.

9 Defendant agrees, however, that if defendant breaches this agreement  
10 prior to the Court's determination whether or not to accept this  
11 agreement, the breach provisions of this agreement, paragraph 23  
12 below, will control, with the result that defendant will not be able  
13 to withdraw any guilty plea entered pursuant to this agreement, the  
14 USAO will be relieved of all of its obligations under this  
15 agreement, and the Court's failure to follow any recommendation or  
16 request regarding sentence set forth in this agreement will not  
17 provide a basis for defendant to withdraw defendant's guilty plea.

18 DEFENDANT'S OBLIGATIONS

19 3. Defendant agrees to:

20 a) Give up the right to indictment by a grand jury and,  
21 at the earliest opportunity requested by the USAO and provided by  
22 the Court, appear and plead guilty to a one-count information, in  
23 the form attached to this agreement as Exhibit A or a substantially  
24 similar form, that charges defendant with being an illegal alien  
25 found in the United States following deportation or removal in  
26 violation of 8 U.S.C. § 1326(a).

27 b) Not contest facts agreed to in this agreement.

28 c) Abide by all agreements regarding sentencing

1 contained in this agreement and affirmatively recommend to the Court  
2 that it impose sentence in accordance with paragraph 13 of this  
3 agreement.

4 d) Appear for all court appearances, surrender as  
5 ordered for service of sentence, obey all conditions of any bond,  
6 and obey any other ongoing court order in this matter.

7 e) Not commit any crime; however, offenses that would be  
8 excluded for sentencing purposes under United States Sentencing  
9 Guidelines ("U.S.S.G." or "Sentencing Guidelines") § 4A1.2(c) are  
10 not within the scope of this agreement.

11 f) Be truthful at all times with the United States  
12 Probation and Pretrial Services Office and the Court.

13 g) Pay the applicable special assessment at or before  
14 the time of sentencing unless defendant has demonstrated a lack of  
15 ability to pay such assessment.

16 THE USAO'S OBLIGATIONS

17 4. The USAO agrees to:

18 a) Not contest facts agreed to in this agreement.

19 b) Abide by all agreements regarding sentencing  
20 contained in this agreement and affirmatively recommend to the Court  
21 that it impose sentence in accordance with paragraph 13 of this  
22 agreement.

23 NATURE OF THE OFFENSE

24 5. Defendant understands that for defendant to be guilty of  
25 the crime charged in the one-count information, a violation of 8  
26 U.S.C. § 1326(a), the following must be true: (1) defendant was  
27 lawfully deported or removed from the United States; (2) after  
28 defendant's deportation or removal, defendant voluntarily entered

1 the United States; (3) after defendant entered the United States,  
2 defendant knew that defendant was in the United States and knowingly  
3 remained; (4) defendant was found in the United States without  
4 having obtained consent to reapply for admission into the United  
5 States from the Attorney General or the Secretary of the Department  
6 of Homeland Security, or any authorized representative of either  
7 official; (5) defendant was, at the time of the offense, an alien,  
8 that is, a person who is not a natural-born or naturalized citizen,  
9 or a national, of the United States; and (6) defendant was free from  
10 official restraint at the time he or she was found in the United  
11 States. Defendant was free from official restraint if defendant was  
12 first observed by a United States officer after defendant physically  
13 crossed the border of the United States.

14 In order for defendant to be subject to the heightened  
15 statutory maximum penalties under 8 U.S.C. § 1326(b)(2), defendant's  
16 deportation or removal must have occurred after defendant was  
17 convicted of an aggravated felony, namely, the felony described in  
18 paragraph 10 below.

#### 19 PENALTIES

20 6. The statutory maximum sentence that the Court can impose  
21 for a violation of Title 8, United States Code, Section 1326(a),  
22 where the heightened statutory maximum penalties under 8 U.S.C.  
23 § 1326(b)(2) apply, is: 20 years' imprisonment; a three-year period  
24 of supervised release; a fine of \$250,000; and a mandatory special  
25 assessment of \$100.

26 7. Defendant understands that supervised release is a period  
27 of time following imprisonment during which defendant will be  
28 subject to various restrictions and requirements. Defendant agrees

1 that the imposition of supervised release is warranted in this case,  
2 as authorized under U.S.S.G. § 5D1.1, cmt. n.5. Defendant  
3 understands that if defendant violates one or more of the conditions  
4 of any supervised release imposed, defendant may be returned to  
5 prison for all or part of the term of supervised release authorized  
6 by statute for the offense that resulted in the term of supervised  
7 release, which could result in defendant serving a total term of  
8 imprisonment greater than the statutory maximum stated above.

9 8. Defendant understands that the conviction in this case may  
10 result in defendant giving up valuable government benefits and civic  
11 rights and may also subject defendant to various other collateral  
12 consequences, including but not limited to revocation of probation,  
13 parole, or supervised release in another case and suspension or  
14 revocation of a professional license. Defendant understands that  
15 unanticipated collateral consequences will not serve as grounds to  
16 withdraw defendant's guilty plea.

17 9. Defendant and his counsel have discussed the fact that,  
18 and defendant understands that, because defendant is not a United  
19 States citizen, the conviction in this case makes it practically  
20 inevitable and a virtual certainty that defendant will be removed or  
21 deported from the United States. Defendant may also be denied  
22 United States citizenship and admission to the United States in the  
23 future. Defendant understands that while there may be arguments  
24 that defendant can raise in immigration proceedings to avoid or  
25 delay removal, removal is presumptively mandatory and a virtual  
26 certainty in this case. Defendant further understands that removal  
27 and immigration consequences are the subject of a separate  
28 proceeding and that no one, including his attorney or the Court, can

1 predict to an absolute certainty the effect of his conviction on his  
2 immigration status. Defendant nevertheless affirms that he wants to  
3 plead guilty regardless of any immigration consequences that his  
4 plea may entail, even if the consequence is automatic removal from  
5 the United States.

6 FACTUAL BASIS

7 10. Defendant admits that defendant is, in fact, guilty of  
8 violating 8 U.S.C. § 1326(a) as described in the information and  
9 that he is subject to the heightened statutory maximum penalties  
10 under 8 U.S.C. § 1326(b)(2) as set forth above. Defendant and the  
11 USAO agree to the statement of facts provided below and agree that  
12 this statement of facts is sufficient to support a plea of guilty to  
13 the charge described in this agreement and to establish the  
14 Sentencing Guidelines factors set forth in paragraph 12 below but is  
15 not meant to be a complete recitation of all facts relevant to the  
16 underlying criminal conduct or all facts known to either party that  
17 relate to that conduct.

18 (a) Defendant, a citizen of Mexico, was at all times  
19 relevant to this plea agreement an alien, that is, not a  
20 natural-born or naturalized citizen, or national, of the United  
21 States.

22 (b) On or about June 23, 2008, defendant was ordered  
23 removed from the United States for the first time. Defendant  
24 was lawfully deported or removed from the United States on or  
25 about May 20, 2016.

26 (c) Subsequent to defendant's deportation or removal, on  
27 an unknown date after May 10, 2016, defendant knowingly and  
28 voluntarily re-entered and thereafter remained in the United

1 States. Defendant did so without the consent of the Attorney  
2 General or his designated successor, the Secretary of the  
3 Department of Homeland Security, or of any authorized  
4 representative of either the Attorney General or that  
5 Department, to reapply for admission or to otherwise re-enter  
6 and remain in the United States.

7 (d) After defendant re-entered and remained in the United  
8 States, on or about November 3, 2021, immigration authorities  
9 found defendant in Orange County, within the Central District  
10 of California.

11 (e) Defendant was found by immigration authorities after  
12 he had physically crossed the border of the United States.

13 (f) On or about September 26, 2002, defendant was  
14 convicted of Assault with a Semiautomatic Firearm, an  
15 aggravated felony, in violation of California Penal Code  
16 Section 245(b), and a sentence enhancement within the meaning  
17 of California Penal Code 12022.5(a), in the Superior Court of  
18 the State of California, County of Orange, case number  
19 01CF2784, for which defendant received a sentence of sixteen  
20 years of imprisonment. This conviction is a crime of violence  
21 for which the term of imprisonment imposed was at least one  
22 year.

23 SENTENCING FACTORS AND AGREED-UPON SENTENCE

24 11. Defendant understands that in determining defendant's  
25 sentence the Court is required to calculate the applicable  
26 Sentencing Guidelines range and to consider that range, possible  
27 departures under the Sentencing Guidelines, and the other sentencing  
28 factors set forth in 18 U.S.C. § 3553(a). Defendant understands



1 that the Sentencing Guidelines are advisory only.

2 12. Defendant and the USAO agree to the following applicable  
3 Sentencing Guidelines factors:

|    |                                     |                                 |
|----|-------------------------------------|---------------------------------|
| 4  | Base Offense Level:                 | 8 [U.S.S.G. § 2L1.2(a)]         |
| 5  | Felony Conviction Sustained         |                                 |
| 6  | for which the Sentence Imposed      |                                 |
| 7  | Was Five Years or More and          |                                 |
| 8  | Conduct Occurred Before Defendant's |                                 |
| 9  | Initial Removal Order:              | +10 [U.S.S.G. § 2L1.2(b)(2)(A)] |
| 10 | Acceptance of                       |                                 |
| 11 | Responsibility:                     | -3 [U.S.S.G. § 3E1.1(b)]        |
| 12 | Early Disposition                   |                                 |
| 13 | Program Departure:                  | -4 [U.S.S.G. § 5K3.1]           |

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14 Total Offense Level: 11

15 Defendant and the USAO further agree that, if Defendant's  
16 Calculated Criminal History Category, as defined in paragraph 13  
17 below, is criminal history category VI, the Early Disposition  
18 Program Departure shall be only 2 levels (rather than the 4  
19 specified above), with the result that defendant's Total Offense  
20 Level will be 13 rather than 11 as specified above.

21 13. Defendant and the USAO agree that, taking into account the  
22 factors listed in 18 U.S.C. § 3553(a)(1)-(7) and the relevant  
23 sentencing guideline factors set forth above, an appropriate  
24 disposition of this case is that the Court impose a sentence of:  
25 (a) \$100 special assessment; (b) a term of imprisonment of duration  
26 equal to the low end of the applicable Sentencing Guidelines range  
27 determined by the Total Offense Level determined in accordance with  
28 paragraph 12 above, and the criminal history category calculated by  
the Court in accordance with Chapter 4 of the Sentencing Guidelines  
without any departure based on inadequacy of criminal history under



1 U.S.S.G. § 4A1.3 ("Defendant's Calculated Criminal History  
2 Category"); and (c) a three-year period of supervised release to  
3 follow release from imprisonment, which includes the following terms  
4 and conditions:

5 i) Defendant shall comply with the rules and  
6 regulations of the United States Probation and Pretrial Services  
7 Office and Second Amended General Order 20-04, including, but not  
8 limited to, the condition that defendant shall not commit another  
9 federal, state or local crime;

10 ii) Defendant shall refrain from any unlawful use of  
11 a controlled substance. As directed by the Probation Officer,  
12 defendant shall submit to one drug test within 15 days of release  
13 from imprisonment. Thereafter, defendant shall also submit to  
14 periodic drug testing as directed by the Probation Officer, not to  
15 exceed eight drug tests per month;

16 iii) Defendant shall comply with the immigration  
17 rules and regulations of the United States, and when deported or  
18 removed from this country, either voluntarily or involuntarily, not  
19 re-enter the United States illegally. Defendant is not required to  
20 report to the United States Probation and Pretrial Services Office  
21 while residing outside of the United States; however, within 72  
22 hours of release from any custody or any reentry to the United  
23 States during the period of court-ordered supervision, defendant  
24 shall report for instructions to the United States Probation and  
25 Pretrial Services Office;

26 iv) Defendant shall not obtain or possess any  
27 driver's license, Social Security number, birth certificate,  
28 passport or any other form of identification in any name, other than

1 defendant's true legal name, without the prior written approval of  
2 the Probation Officer; nor shall defendant use, for any purpose or  
3 in any manner, any name other than defendant's true legal name; and

4 v) Defendant shall cooperate in the collection of a  
5 DNA sample from defendant.

6 14. The parties also agree that no prior imprisonment (other  
7 than credits that the Bureau of Prisons may allow under 18 U.S.C.  
8 § 3585(b)) may be credited against this stipulated sentence,  
9 including credit under Sentencing Guideline § 5G1.3. Defendant  
10 represents, and the USAO does not contest, that defendant does not  
11 have the ability to pay a fine.

12 15. The parties agree that they will recommend that the Court  
13 impose the sentence set forth in paragraph 13 above, and that they  
14 will not seek, argue, or suggest in any way, either orally or in  
15 writing, that any other specific offense characteristics,  
16 adjustments, departures, or variances in sentence pursuant to the  
17 Sentencing Guidelines and/or the factors set forth in 18 U.S.C.  
18 § 3553(a) be imposed, or that the Court impose a sentence other than  
19 what has been stipulated to by the parties herein.

20 16. The parties agree to request that defendant be sentenced  
21 as soon as possible following the entry of defendant's guilty plea.  
22 The parties stipulate and agree that, with the exception of  
23 defendant's criminal history, there is sufficient information in the  
24 record to enable the Court to exercise its sentencing authority  
25 meaningfully without a presentence investigation or report. The  
26 parties agree to request that the United States Probation and  
27 Pretrial Services Office prepare a presentence report that is  
28 limited to defendant's criminal history only. To the extent

1 defendant has a right to a presentence investigation and preparation  
2 of a presentence report relating to anything other than defendant's  
3 criminal history, defendant hereby knowingly, voluntarily, and  
4 intelligently waives that right. The parties agree to request that  
5 the Court find, pursuant to Federal Rule of Criminal Procedure  
6 32(c)(1), that the information in the record, coupled with a  
7 presentence report limited to defendant's criminal history, is  
8 sufficient to enable the Court to exercise its sentencing authority  
9 meaningfully without a more complete presentence investigation and  
10 report. The parties understand and agree that, in the event that  
11 the Court declines to make this finding and instead orders that a  
12 more complete presentence investigation be conducted and/or a more  
13 complete presentence report prepared, such action shall have no  
14 effect on the validity of this Agreement or any of its terms or  
15 conditions and shall not provide a basis for either party to  
16 withdraw from the plea agreement.

17 WAIVER OF CONSTITUTIONAL RIGHTS

18 17. Defendant understands that by pleading guilty, defendant  
19 gives up the following rights:

- 20 a) The right to persist in a plea of not guilty.  
21 b) The right to a speedy and public trial by jury.  
22 c) The right to be represented by counsel - and if  
23 necessary have the Court appoint counsel - at trial. Defendant  
24 understands, however, that, defendant retains the right to be  
25 represented by counsel - and if necessary have the Court appoint  
26 counsel - at every other stage of the proceeding.  
27 d) The right to be presumed innocent and to have the  
28 burden of proof placed on the government to prove defendant guilty

1 beyond a reasonable doubt.

2 e) The right to confront and cross-examine witnesses  
3 against defendant.

4 f) The right to testify and to present evidence in  
5 opposition to the charges, including the right to compel the  
6 attendance of witnesses to testify.

7 g) The right not to be compelled to testify, and, if  
8 defendant chose not to testify or present evidence, to have that  
9 choice not be used against defendant.

10 h) Any and all rights to pursue any affirmative  
11 defenses, Fourth Amendment or Fifth Amendment claims, and other  
12 pretrial motions that have been filed or could be filed.

13 WAIVER OF APPEAL OF CONVICTION

14 18. Defendant understands that, with the exception of an  
15 appeal based on a claim that defendant's guilty plea was  
16 involuntary, by pleading guilty defendant is waiving and giving up  
17 any right to appeal defendant's conviction on the offense to which  
18 defendant is pleading guilty. Defendant understands that this  
19 waiver includes, but is not limited to, arguments that the statute  
20 to which defendant is pleading guilty is unconstitutional, and any  
21 and all claims that the statement of facts provided herein is  
22 insufficient to support defendant's plea of guilty.

23 LIMITED MUTUAL WAIVER OF APPEAL OF SENTENCE

24 19. Defendant agrees that, provided the Court imposes the  
25 sentence specified in paragraph 13 above, defendant gives up the  
26 right to appeal any portion of that sentence, with the exception  
27 that defendant reserves the right to appeal Defendant's Calculated  
28 Criminal History Category, as defined in paragraph 13 above.

1        20. The USAO agrees that, provided the Court imposes the  
2 sentence specified in paragraph 13 above, the USAO gives up its  
3 right to appeal any portion of that sentence, with the exception  
4 that the government reserves the right to appeal Defendant's  
5 Calculated Criminal History Category, as defined in paragraph 13  
6 above.

7                    RESULT OF WITHDRAWAL OF GUILTY PLEA

8        21. Defendant agrees that if, after entering a guilty plea  
9 pursuant to this agreement, defendant seeks to withdraw and succeeds  
10 in withdrawing defendant's guilty plea on any basis other than a  
11 claim and finding that entry into this plea agreement was  
12 involuntary, then the USAO will be relieved of all of its  
13 obligations under this agreement.

14                    EFFECTIVE DATE OF AGREEMENT

15        22. This agreement is effective upon signature and execution  
16 of all required certifications by defendant, defendant's counsel,  
17 and an Assistant United States Attorney.

18                    BREACH OF AGREEMENT

19        23. Defendant agrees that if defendant, at any time after the  
20 signature of this agreement and execution of all required  
21 certifications by defendant, defendant's counsel, and an Assistant  
22 United States Attorney, knowingly violates or fails to perform any  
23 of defendant's obligations under this agreement ("a breach"), the  
24 USAO may declare this agreement breached. All of defendant's  
25 obligations are material, a single breach of this agreement is  
26 sufficient for the USAO to declare a breach, and defendant shall not  
27 be deemed to have cured a breach without the express agreement of  
28 the USAO in writing. If the USAO declares this agreement breached,

1 and the Court finds such a breach to have occurred, then: (a) if  
2 defendant has previously entered a guilty plea pursuant to this  
3 agreement, defendant will not be able to withdraw the guilty plea,  
4 (b) the USAO will be relieved of all its obligations under this  
5 agreement, and (c) the Court's failure to follow any recommendation  
6 or request regarding sentence set forth in this agreement will not  
7 provide a basis for defendant to withdraw defendant's guilty plea.

8 COURT AND UNITED STATES PROBATION AND PRETRIAL SERVICES

9 OFFICE NOT PARTIES

10 24. Defendant understands that the Court and the United States  
11 Probation and Pretrial Services Office are not parties to this  
12 agreement and need not accept any of the USAO's sentencing  
13 recommendations or the parties' agreements to facts, sentencing  
14 factors, or sentencing. Defendant understands that the Court will  
15 determine the facts, sentencing factors, and other considerations  
16 relevant to sentencing and will decide for itself whether to accept  
17 and agree to be bound by this agreement.

18 25. Defendant understands that both defendant and the USAO are  
19 free to: (a) supplement the facts by supplying relevant information  
20 to the United States Probation and Pretrial Services Office and the  
21 Court, (b) correct any and all factual misstatements relating to the  
22 Court's Sentencing Guidelines calculations and determination of  
23 sentence, and (c) argue on appeal and collateral review that the  
24 Court's Sentencing Guidelines calculations and the sentence it  
25 chooses to impose are not error, although each party agrees to  
26 maintain its view that the calculations and sentence referenced in  
27 paragraphs 12 and 13 are consistent with the facts of this case.  
28 While this paragraph permits both the USAO and defendant to submit

1 full and complete factual information to the United States Probation  
2 and Pretrial Services Office and the Court, even if that factual  
3 information may be viewed as inconsistent with the facts agreed to  
4 in this agreement, this paragraph does not affect defendant's and  
5 the USAO's obligations not to contest the facts agreed to in this  
6 agreement.

7 NO ADDITIONAL AGREEMENTS

8 26. Defendant understands that, except as set forth herein,  
9 there are no promises, understandings, or agreements between the  
10 USAO and defendant or defendant's attorney, and that no additional  
11 promise, understanding, or agreement may be entered into unless in a  
12 writing signed by all parties or on the record in court.

13 PLEA AGREEMENT PART OF THE GUILTY PLEA HEARING

14 27. The parties agree that this agreement will be considered  
15 part of the record of defendant's guilty plea hearing as if the  
16 entire agreement had been read into the record of the proceeding.

17 AGREED AND ACCEPTED

18 UNITED STATES ATTORNEY'S OFFICE  
19 FOR THE CENTRAL DISTRICT OF CALIFORNIA

20 TRACY L. WILKISON  
21 United States Attorney



22 MELISSA S. RABBANI  
23 Assistant United States Attorney

6/27/2022

Date

24 

25 ERIK GONZALEZ MARTINEZ  
26 Defendant



27 SAMUEL O. CROSS  
28 Deputy Federal Public Defender  
Attorney for Defendant  
ERIK GONZALEZ MARTINEZ

6/22/22

Date

6/22/22

Date



CERTIFICATION OF DEFENDANT

TO DEFENDANT AND COUNSEL: INITIAL THE TRUE STATEMENT AND CROSS  
OUT THE OTHER:

1. This agreement has been read to me in Spanish, the  
language I understand best. Defendant's initials: E. G. Counsel's  
initials: SC OR:

2. I am fluent in English and have carefully read this  
agreement. Defendant's initials: \_\_\_\_\_/ Counsel's initials: \_\_\_\_\_

I have had enough time to review and consider this agreement,  
and I have carefully and thoroughly discussed every part of it with  
my attorney. I understand the terms of this agreement, and I  
voluntarily agree to those terms. I have discussed the evidence  
with my attorney, and my attorney has advised me of my rights, of  
possible pretrial motions that might be filed, of possible defenses  
that might be asserted either prior to or at trial, of the  
sentencing factors set forth in 18 U.S.C. § 3553(a), of relevant  
Sentencing Guidelines provisions, and of the consequences of  
entering into this agreement. No promises, inducements, or  
representations of any kind have been made to me other than those  
contained in this agreement. No one has threatened or forced me in  
any way to enter into this agreement. I am satisfied with the  
representation of my attorney in this matter, and I am pleading  
guilty because I am guilty of the charges and wish to take advantage  
of the promises set forth in this agreement, and not for any other  
reason.

ERICK GONZALEZ  
ERIK GONZALEZ MARTINEZ  
Defendant

6/22/22  
Date

CERTIFICATION OF INTERPRETER

I, Ma Dolores Marten, am fluent in the written and spoken English and Spanish languages. I accurately translated this entire agreement from English into Spanish to defendant ERIK GONZALEZ MARTINEZ on this date.

Ma Dolores Marten  
INTERPRETER

June 22, 2022  
Date

CERTIFICATION OF DEFENDANT'S ATTORNEY

I am ERIK GONZALEZ MARTINEZ's attorney. I have carefully and thoroughly discussed every part of this agreement with my client. Further, I have fully advised my client of his rights, of possible pretrial motions that might be filed, of possible defenses that might be asserted either prior to or at trial, of the sentencing factors set forth in 18 U.S.C. § 3553(a), of relevant Sentencing Guidelines provisions, and of the consequences of entering into this agreement. To my knowledge: no promises, inducements, or representations of any kind have been made to my client other than those contained in this agreement; no one has threatened or forced my client in any way to enter into this agreement; my client's decision to enter into this agreement is an informed and voluntary one; and the factual basis set forth in this agreement is sufficient to support my client's entry of a guilty plea pursuant to this agreement.

Samuel O. Cross  
SAMUEL O. CROSS  
Deputy Federal Public Defender  
Attorney for Defendant  
ERIK GONZALEZ MARTINEZ

6/22/22  
Date